
EXHIBIT 9


COUNSELORS:

PLEASE TAKE NOTICE that the within is a true copy of an Judgment duly entered in the Office of the Clerk of the within named Court on July 29, 2003.

Dated: Merrick, New York
August 1, 2003

Yours, etc.

CURTIS, VASILE, DEVINE & McELHENNY

By 
ROY W. VASILE
Attorneys for Plaintiff Lancer Insurance Company
2174 Hewlett Avenue
PO Box 801
Merrick, NY 11566-0801
(516) 623-1111

TO: Andrew C. Risoli, Esq.
Attorney for Defendant T.F.D. Bus Co.
484 White Plains Road
Eastchester, NY 10709

Edward J. Carroll, Esq.
Attorney for Defendant Thomas E. Lyons
2733 Route 209
Kingston, NY 12401

Milber, Makris, Plousadis & Seiden, Esqs.
Attorneys for Defendant Celeste Lyons
990 Stewart Avenue
Suite 600
Garden City, NY 11530

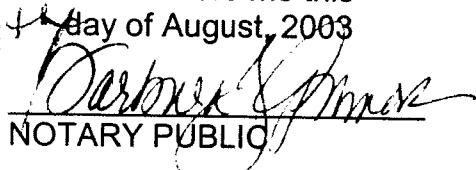
STATE OF NEW YORK)
)ss.:
COUNTY OF NASSAU)

PATRICIA FITZGERALD, being duly sworn, deposes and says that she served the attached Order with Notice of Entry upon the above-listed individuals by mail on this date

in compliance with CPLR §2103(b)2.


PATRICIA FITZGERALD

Sworn to before me this
12th day of August, 2003


NOTARY PUBLIC

BARBARA J. GILMOR
Notary Public, State of New York
Reg. NO. 01G16060592
Qualified in Nassau County
My Comm. Expires June 25, 2007

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

-----X
LANCER INSURANCE COMPANY,

Plaintiff,

-against-

T.F.D. BUS CO., INC., MICHAEL A. THOMAS,
THOMAS E. LYONS and CELESTE LYONS,
Defendants.
-----X

**JUDGMENT
NOTICED FOR
SETTLEMENT
WITH BILL OF COSTS**

Cal. No. 2002H1541
Index No. 7146/99

The issues in the above-entitled declaratory judgment action having duly come on for trial before the Hon. Justice Kenneth A. Davis and a jury, at a Trial Term, Part 11, of this court, held at the courthouse thereof, located at 100 Supreme Court Drive, Mineola, New York, on the 9th, 12th, 13th, 14th, 15th and 16th days of May, 2003; and the plaintiff Lancer Insurance Company having appeared by its attorneys Curtis, Vasile, Devine & McElhenny, 2174 Hewlett Avenue, Merrick, New York 11566, by Roy W. Vasile, of counsel; and the defendant T.F.D. Bus Co., Inc. having appeared by its attorney Andrew C. Risoli, 484 White Plains Road, Eastchester, New York 10709; and the defendant Thomas E. Lyons having appeared by his attorney Edward J. Carroll, 2733 Route 209, Kingston, New York 12401; and the defendant Celeste Lyons having appeared by her attorneys Milber, Makris, Plousadis & Seiden, 990 Stewart Avenue, Suite 600, Garden City, New York 11530, by John P. Grisafi, of counsel; and the issues having been duly tried; and the jury having rendered a verdict on the 14th day of May, 2003, in favor of the plaintiff and against the defendants; and the court having denied defendants' motions after due deliberation, and having ruled on the basis of the jury's verdict that there is no coverage under plaintiff's policy:

NOW, on motion of Curtis, Vasile, Devine & McElhenny, attorneys for the plaintiff,
it is *2174 Hewlett Avenue PO Box 801 Merrick Ny 11566-0801*

~~ORDERED, ADJUDGED, DECLARED AND DECREED~~, that there is no coverage under a business automobile liability policy, number BA121448, issued by Lancer Insurance Company to T.F.D. Bus Co., Inc. for any claims, allegations, losses, costs expenses or judgments asserted by Thomas E. Lyons and Celeste Lyons against T.F.D. Bus Co., Inc. and Michael A. Thomas as a result of an automobile accident which is claimed to have occurred on February 14, 1989; and it is further

~~ORDERED, ADJUDGED, DECLARED AND DECREED~~, that Lancer Insurance Company has no duty to defend or indemnify T.F.D. Bus Co., Inc. or Michael Thomas in connection with a certain action brought against them by Thomas A. Lyons and Celeste Lyons in the Supreme Court, Westchester County, under Index number 14941/92; and it is further

~~ORDERED, ADJUDGED AND DECREED~~, that all of the counterclaims asserted by each of the defendants in there respective answers and/or amended answers be and the same hereby are dismissed; and it is further

*Residing at 370 W Park Ave
Long Beach ny 11561*
ADJUDGED, that plaintiff Lancer Insurance Company recover from defendant Thomas E. Lyons, residing at 38 Moulton Avenue, Dobbs Ferry, New York 10522 and defendant Celeste Lyons, residing at 4 Cross Road, Ardsley, New York 10502, costs and

disbursements in the sum of \$2864.72, as taxed by the Clerk of the Court; and that the plaintiff have execution therefor.

ENTER:

July 29 2003

Karen V Murphy
Clerk of the Court

LANCER INSURANCE COMPANY,

Plaintiff(s)

against

T.F.D. BUS CO., INC., MICHAEL A. THOMAS,
THOMAS E. LYONS AND CELESTE LYONS,

Defendant(s)

Costs of PLAINTIFF
LANCER INSURANCE COMPANY

COSTS	\$		DISBURSEMENTS	\$	
Costs before note of issue	200	00	Fee for index number CPLR §8018(a)	170	0
CPLR §8201 subd. 1			Referee's fees CPLR §8301(a)(1), 8003(a) (P. DeFilippis)	175	0
Costs after note of issue	200	00	Commissioner's compensation CPLR §8301(a)(2)	1000	0
CPLR §8201 subd. 2			Clerk's fee, filing notice of pend. or attach. CPLR §8021(a)(10)		
Trial of issue	300	00	Entering and docketing judgment CPLR §8301(a)(7), 8016(a)(2)		
CPLR §8201 subd. 3			Paid for searches CPLR §8301(a)(10)		
Allowance by statute			Affidavits & acknowledgments CPLR §8009		
CPLR §8302(a), (b)			Serving copy summons & complaint CPLR §8011(h)(1), 8301(d)		
Additional allowance			Request for judicial intervention		
CPLR §8302 (d)			Note of issue CPLR §8020(a)	25	00
Motion costs			Paid referee's report CPLR §8301(a)(12)		
CPLR §8202			Certified copies of papers CPLR §8301(a)(4)		
Appeal to Appellate Term			Satisfaction piece CPLR §5020(a), 8021		
CPLR §8203 (b)			Transcripts and filing CPLR §8021		
Appeal to Appellate Division	256	00	Certified copy of judgment CPLR §8021		
CPLR §8203 (a)			Postage CPLR §8301(a)(12)		
Appeal to Court of Appeals			Jury fee CPLR §8020(c)	50	00
CPLR §8204			Stenographers' fees CPLR §8002, 8301		
Costs upon frivolous claims			Sheriff's fees on execution CPLR §8011, 8012		
and counterclaims			Sheriff's fees, attachment, arrest, etc. CPLR §8011		
CPLR §8303-a			Paid printing cases CPLR §8301(a)(6) App. Brief	419	72
			Clerk's fees Court of Appeals CPLR §8301(a)(12)		
			Paid copies of papers CPLR §8016(a)(4)		
			Motion expenses CPLR §8301(b)		
			Fees for publication CPLR §8301(a)(3)		
			Serving subpoena CPLR §8011(h)(1), 8301(d)		
			Paid for Search CPLR §8301(a)(10)		
			Examination Before Trial		
			Transcripts (CPLR 8301(a)(9))	280	00
			Referee's report		
			Attendance of witnesses CPLR §8001(a)(b)(c), 8301(a)(1)		
COSTS	\$ 950	00			
DISBURSEMENTS	1914	72			
TOTAL	\$ 2864	72			

Costs Adjusted at \$2864.72
this 29th day of July 2003
Karen V. Murphy
Clerk, Nassau County

STATE OF NEW YORK, COUNTY OF

Nassau

ss.

ATTORNEY'S AFFIRMATION

The undersigned, an attorney admitted to practice in the courts of this state, affirms: that I am a member of Curtis, Vasile, Devine & McElhenny the attorney(s) of record for the Plaintiff in the above entitled action; that the foregoing disbursements have been or will necessarily be made or incurred in this action and are reasonable in amount and that each of the persons named as witnesses attended as such witness on the trial, hearing or examination before trial herein the number of days set opposite their names; that each of said persons resided the number of miles set opposite their names from the place of said trial, hearing or examination; and each of said persons, as such witness as aforesaid, necessarily traveled the number of miles so set opposite their names in traveling to, and the same distance in returning from, the same place of trial, hearing or examination; and that copies of documents or papers as charged herein were actually and necessarily obtained for use.

The undersigned affirms that the foregoing statements are true, under the penalties of perjury.

Dated: June 20, 2003

Roy W. Vasile
The name signed must be printed beneath
ROY W. VASILE

FILED

JUL 29 2003

COUNTY CLERK'S OFFICE

Plaintiff(s)

against

COURT

COUNTY OF

Defendant(s)

Bill of Costs and Notice of Taxation

Please Take Notice that the within is a true copy of the items of costs and disbursements in the within action taxed* and that the same will be taxed* by the Clerk of

Court, at his/her office in the courthouse thereof on _____ at _____ M. of that day—and the amount inserted in the judgment. Yours, etc.

Attorney(s) for

To

Attorney(s) for

Service of the within bill of costs and notice of taxation is hereby admitted on _____

Attorney(s) for

* Strike out one (CPLR §8402, §403)

ss.:

State of New York, County of

being duly sworn, deposes and says; that deponent is not a party to the action, is over 18 years of age and resides at _____

That on _____

deponent served the within bill of costs and notice of taxation on _____

attorney(s) for

herein, at his/her office at _____

during his/her absence from said office

strike out either (a) or (b)

(a) by then and there leaving a true copy of the same with

his/her clerk; partner; person having charge of said office.

(b) and said office being closed, by depositing a true copy of same, enclosed in a sealed wrapper directed to said attorney(s), in the office letter drop or box.

Sworn to before me on _____

State of New York, County of

ss.:

being duly sworn, deposes and says; that deponent is not a party to the action, is over 18 years of age and resides at _____

That on _____

deponent served the within bill of costs and notice of taxation on _____

attorney(s) for

at _____

the address designated by said attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in—a post office—official depository under the exclusive care and custody of the United States Postal Service within New York State.

Sworn to before me on _____

STATE OF NEW YORK)
)ss.:
COUNTY OF NASSAU)

PATRICIA FITZGERALD, being duly sworn, deposes and says:

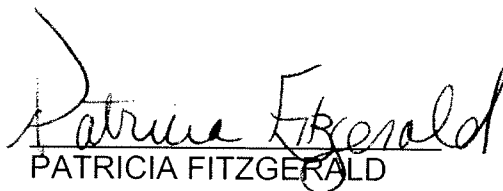
That deponent is not a party to the within action, is over eighteen (18) years of age and resides in Merrick, New York.

That on the 9th day of November, 2007 deponent served the within

NOTICE OF MOTION, AFFIDAVIT IN SUPPORT WITH SUPPORTING
EXHIBITS, MEMORANDUM OF LAW

upon the following attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in post office box under the exclusive care and custody of the United States Postal Service within the State of New York.

TO: Edward J. Carroll, Esq.
Attorney for Plaintiffs
2733 Route 209
Kingston, NJ 12401
By Mail and
Fax: 914-338-5975


PATRICIA FITZGERALD

Sworn to before me this
9th day of November, 2007


NOTARY PUBLIC

JOANN McDERMOTT
Notary Public, State of New York
No. 4795263
Qualified in Nassau County
Commission Expires July 31, 2009